

REPUBLIC OF KENYA

High Court at Meru

Miscellaneous 51 of 2012

LUCYLINE CHURI.....APPLICANT

VERSUS

MOSES KITHINJI MUGAMBI.....1ST RESPONDENT

JOSPHINE NDUMBA.....2ND RESPONDENT

EDITH G. MUGAMBI.....3RD RESPONDENT

PHILUS M. GITUMA KIAMBI.....4TH RESPONDENT

MARY N. KIAMBI.....5TH RESPONDENT

RULING

I agree with counsel for the 3rd to 5th Respondents that the applicant has failed to prosecute the application even after having taken part in the fixing of the hearing date.

The application is not supported by any of the parties. In the circumstances, the application brought to this Court by way of Notice of motion on 18th June, 2012 is hereby dismissed with costs to the Respondents.

WRITTEN AND DELIVERED IN OPEN COURT ON 11TH MARCH, 2013.

P. M. NJOROGE

JUDGE